



THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK

John F. Warren
George Allen Sr. Courts Building
600 Commerce Street, Suite 101
Dallas, TX 75202-3551

CERTIFICATE
CAUSE NO. CC-21-05174-D

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR, PLAINTIFF(S)

VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

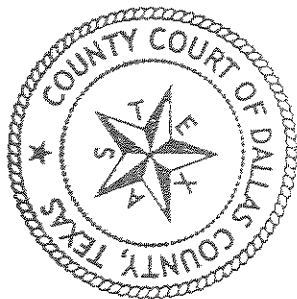
I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a **TRUE AND CORRECT COPY OF:**
PLAINTIFFS' ORIGINAL PETITION, FILED ON THE 30TH OF NOVEMBER, 2021

The same appear in the Original now on file and of record in the County Courts at Law of Dallas County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: Guisla Hernandez Deputy Clerk
Guisla Hernandez



CAUSE NO. CC-21-05174-D

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A
MINOR,
PLAINTIFFS

IN THE COUNTY COURT

VS.

AT LAW NO. _____

WAL-MART STORES TEXAS, LLC AND
WAL-MART STORES, INC.,
DEFENDANTS.

DALLAS COUNTY, TEXAS

PLAINTIFFS' ORIGINAL PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR ("Plaintiffs")
complaining of and about, WAL-MART STORES TEXAS, LLC and WAL-MART STORES, INC.
("Defendants") and for cause of action shows unto the Court the following:

DISCOVERY CONTROL PLAN LEVEL

1. Plaintiffs intend that discovery be conducted under Discovery Level 2. Pursuant to Chapter 47 of the Texas Rules of Civil Procedure, Plaintiffs seek a maximum recovery of over \$250,000.00, but not more than \$ 1,000,000,000.

PARTIES AND SERVICE

2. Plaintiff DIANA SAUCEDO is an individual whose address is 4045 Middlefield St., Dallas, TX 75253.
3. Plaintiff, E.S., is a minor child.
4. Defendant, WAL-MART STORES TEXAS, LLC is a foreign-based limited liability company and whose registered agent CT Corporation System may be served at 1999 Bryan Street, Suite 900, Dallas, Texas 75201-3136. **Issuance of citation is requested at this time.**
5. Defendant, WAL-MART STORES, INC. is an Arkansas-based corporation that is incorporated



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in the State of Delaware and whose registered agent CT Corporation Systems may be served at 1999 Bryan Street, Suite 900, Dallas, Texas 75201-3136. **Issuance of citation is requested at this time.**

JURISDICTION AND VENUE

6. The subject matter in controversy is within the jurisdictional limits of this court.
7. This court has jurisdiction over Defendants WAL-MART STORES TEXAS, LLC and WAL-MART STORES, INC. because said Defendants purposefully availed themselves of the privilege of conducting activities in the State of Texas and established minimum contacts sufficient to confer jurisdiction over said Defendants, and the assumption of jurisdiction over Defendants will not offend traditional notions of fair play and substantial justice and is consistent with the constitutional requirements of due process.
8. Plaintiffs would also show that the cause of action arose from or relates to the contacts of Defendants to the State of Texas, thereby conferring specific jurisdiction with respect to Defendants.
9. Furthermore, Plaintiffs would show that Defendants engaged in activities constituting business in the State of Texas as provided by section 17.042 of the Texas Civil Practice and Remedies Code, in that said Defendants committed a tort in Texas.
10. Venue in Dallas County is proper in this cause under Section 15.002(a)(1) of the Texas Civil Practice and Remedies Code because all or a substantial part of the events or omissions giving rise to this lawsuit occurred in this county.

FACTS

11. On or about November 9, 2020, Plaintiffs were invitees on Defendants WAL-MART STORES TEXAS, LLC and WAL-MART STORES, INC.'s premises located at 220 US 175, Seagoville, Texas 75253. While Plaintiffs were shopping on Defendants' premises, a heater fell on minor Plaintiff E.S., causing injury.



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12. Plaintiffs believe the heater was incorrectly stocked and that minor E.S. would not have been injured if Defendants' employees had not created the condition that resulted in his injuries.

PLAINTIFF'S CLAIMS FOR PREMISES LIABILITY AGAINST DEFENDANTS

13. At all relevant times herein, Defendants had such control over the premises in question that Defendants owed certain duties to Plaintiffs, the breach of which proximately caused the injuries set forth herein.
14. At all relevant times herein, Plaintiffs were "invitees," as classified under Texas law at the time of the incident in question. Plaintiffs entered Defendants' premises in question for the mutual benefit of Plaintiffs and Defendants and/or for a purpose connected with the business of Defendants. Defendants' employee(s) had control of the area where Plaintiff E.S. was injured.
15. Defendants, Defendants' agents, and employees failed to make the premises reasonably safe by creating a dangerous condition that resulted in Plaintiff E.S.'s injuries and damages. If Defendants' employee had properly stocked the shelves, Plaintiff's injuries and damages could have been avoided.
16. At all times pertinent herein, Defendants, Defendants' agents and employees, who were acting in the scope of their employment, are liable to Plaintiffs for their negligent conduct toward the Plaintiff:
- a. In Defendants failing to properly stock the shelves where the heater was placed;
 - b. In Defendants failing to have appropriate safety procedures for their employees and agents on how to stock the shelves to prevent the sort of injuries sustained by Plaintiff;
 - c. In Defendants, Defendants' employees and agents failing to use due and reasonable care to avoid creating the dangerous condition that caused Plaintiff E.S. severe injuries and damages;
 - d. In Defendants failing to properly train and supervise its employees and agents to identify and make safe dangerous conditions, which pose an unreasonable risk of injury such as the condition that was created by Defendants' employee(s) and agent who proximately caused Plaintiff's injuries and damages;



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- e. In Defendants' employee and/or agent failing to warn Plaintiffs which proximately caused Plaintiff's injuries and damages;
- f. In Defendants, through its employee(s) and/or agents, creating an unreasonable risk of harm by creating a dangerous condition thereby putting Defendants on notice because when an owner or occupier of a premise, or those for whose conduct it is responsible, creates a condition that poses an unreasonable risk of harm, an inference of knowledge may arise that Defendants knew or should have known about the risk of danger to Plaintiff. *Keetch v. Kroger*, 845 S.W.2d 262, 265 (Tex. 1992); *Robledo v. Kroger*, 597 S.W.2d 560 (Tex. Civ. App.—Eastland 1980, writ ref'd n.r.e.); See *Wal-Mart Stores, Inc. v. Diaz*, 109 S.W.3d 584, 589 (Tex. 2003);

RESPONDEAT SUPERIOR

17. At all relevant times, Defendants' negligent employees were acting in the scope of their employment with Defendants. Therefore, under the principle of respondeat superior, the masters are liable for their servant's torts.

DAMAGES FOR PLAINTIFF

18. As a direct and proximate result of the occurrence made the basis of this lawsuit, Plaintiffs were caused to suffer physical injuries, and to incur the following damages:
- A. Reasonable medical care and expenses in the past;
 - B. Reasonable and necessary medical care and expenses which will in all reasonable probability be incurred in the future;
 - C. Physical pain and suffering in the past;
 - D. Physical pain and suffering in the future;
 - E. Mental anguish in the past;
 - F. Mental anguish in the future;
 - G. Loss of earnings in the past;
 - H. Impairment in the past;
 - I. Impairment in the future;
 - J. Lost wages;
 - K. Loss of earning capacity;
 - L. Loss of earning capacity in the future; and
 - M. Past and future disfigurement.



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NOTICE PURSUANT TO TRCP 193.7

19. NOTICE IS HEREBY GIVEN that pursuant to Rule 193.7 of the Texas Rules of Civil Procedure, Counsel for Plaintiffs intend to use Defendants' discovery responses and any documents produced in discovery in the trial of this cause of action and/or any hearings before the Court herein.

REQUEST FOR DISCLOSURE

20. Pursuant to Texas Rule of Civil Procedure 194, request is made of Defendants to respond to the undersigned counsel in writing and with all information and documents required under Rule 194.2(b).

JURY DEMAND

21. Plaintiffs respectfully requests that a jury be convened to try the factual issues of this case.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully pray that the Defendants be cited to appear and answer herein, and that upon a final hearing of the cause, judgment be entered for the Plaintiffs against Defendants for damages in an amount within the jurisdictional limits of the Court; together with pre-judgment interest (from the date of injury through the date of judgment) at the maximum rate allowed by law; post-judgment interest at the legal rate, costs of court; and such other and further relief to which Plaintiffs may be entitled at law or in equity.



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Respectfully submitted,

TRUJILLO & SANCHEZ, P.C.



M. ANDRE ANZIANI
STATE BAR NO. 24095224
DAVID L. SANCHEZ
STATE BAR NO. 24053461
500 E. John Carpenter Frwy., Ste. 140
Irving, Texas 75062
(972) 529-3476 phone/fax
Email: faxes@972lawfirm.com
ATTORNEYS FOR PLAINTIFF



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Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

David Sanchez on behalf of Matthew Anziani
Bar No. 24095224
faxes@972lawfirm.com
Envelope ID: 59546009
Status as of 11/30/2021 11:22 AM CST

Associated Case Party: DIANA SAUCEDO, A/N/F OF A MINOR

Name	BarNumber	Email	TimestampSubmitted	Status
Raquel LeBlanc		raquel@972lawfirm.com	11/30/2021 10:52:59 AM	SENT



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THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK

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Dallas, TX 75202-3551

CERTIFICATE
CAUSE NO. CC-21-05174-D

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR, PLAINTIFF(S)

VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a **TRUE AND CORRECT COPY OF:**

ISSUED CITATION FOR WAL-MART STORES, INC., ISSUED ON THE 30th OF NOVEMBER, 2021

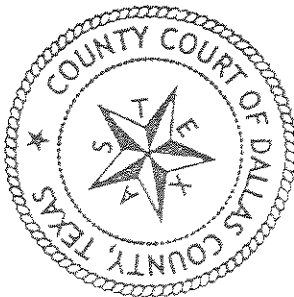
The same appear in the Original now on file and of record in the County Courts at Law of Dallas County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: Guisla Hernandez Deputy Clerk

Guisla Hernandez



**THE STATE OF TEXAS
CITATION**

CAUSE NO. CC-21-05174-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

**WAL-MART STORES, INC.
SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201**

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFFS' ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org." Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

DIANA SAUCEDO, A/N/F OF A MINOR
Plaintiff(s)

VS.

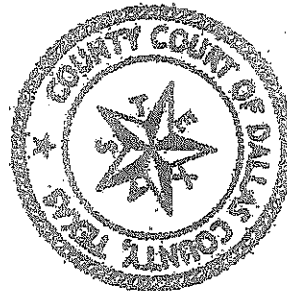
WAL-MART STORES TEXAS, LLC; WAL-MART STORES, INC.
Defendant(s)

filed in said Court on the 30th day of November, 2021, a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 30th day of November, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez Deputy
Guisla Hernandez



ATTORNEY

CITATION

PLAINTIFFS' ORIGINAL PETITION

CC-21-05174-D

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

DIANA SAUCEDO, A/N/F OF A
MINOR, *Plaintiff(s)*

VS.

WAL-MART STORES TEXAS, LLC;
WAL-MART STORES, INC.,
Defendant(s)

SERVE:

**WAL-MART STORES, INC.
SERVE ITS REGISTERED AGENT
CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201**

**ISSUED THIS
30TH DAY OF NOVEMBER, 2021**

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

**MATTHEW ANDRE ANZIANI
TRUJILLO & SANCHEZ PC
500 E JOHN CARPENTER FWY
SUITE 140
IRVING TX 75062
972-529-3476**

**NO OFFICER'S FEES HAVE BEEN
COLLECTED BY DALLAS COUNTY CLERK**



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

OFFICER'S RETURN

CC-21-05174-D County Court at Law No. 4

DIANA SAUCEDO, A/N/F OF A MINOR vs. WAL-MART STORES TEXAS, LLC, WAL-MART STORES, INC.

ADDRESS FOR SERVICE:

SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

Fees:

Came to hand on the _____ day of _____, 20_____, at _____ o'clock _____ m., and executed in _____ County, Texas by delivering to WAL-MART STORES, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFFS' ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

_____ and the cause or failure to execute this process is:

_____ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ _____, Officer

Total \$ _____, County, Texas

By: _____, Deputy

_____, Affiant



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THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK

John F. Warren

George Allen Sr. Courts Building
600 Commerce Street, Suite 101
Dallas, TX 75202-3551

CERTIFICATE

CAUSE NO. CC-21-05174-D

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR, PLAINTIFF(S)

VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a **TRUE AND CORRECT COPY OF:**

ISSUED CITATION FOR WAL-MART STORES TEXAS, LLC., ISSUED ON THE 30th OF NOVEMBER, 2021

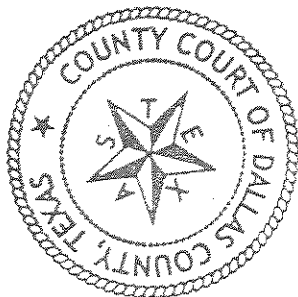
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WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: *Guisla Hernandez* Deputy Clerk

Guisla Hernandez



**THE STATE OF TEXAS
CITATION**

CAUSE NO. CC-21-05174-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

**WAL-MART STORES TEXAS, LLC
SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201**

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFFS' ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org." Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

**DIANA SAUCEDO, A/N/F OF A MINOR
Plaintiff(s)**

VS.

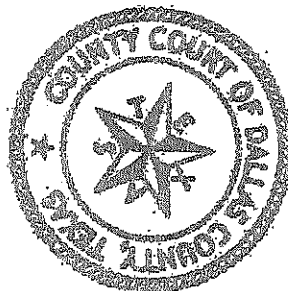
**WAL-MART STORES TEXAS, LLC; WAL-MART STORES, INC.
Defendant(s)**

filed in said Court on the 30th day of November, 2021, a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 30th day of November, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez Deputy
Guisla Hernandez



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ATTORNEY

**CITATION
PLAINTIFFS' ORIGINAL PETITION**

CC-21-05174-D

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

DIANA SAUCEDO, A/N/F OF A
MINOR, *Plaintiff(s)*

VS.

WAL-MART STORES TEXAS, LLC;
WAL-MART STORES, INC.,
Defendant(s)

SERVE:

**WAL-MART STORES TEXAS, LLC
SERVE ITS REGISTERED AGENT
CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201**

**ISSUED THIS
30TH DAY OF NOVEMBER, 2021**

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

MATTHEW ANDRE ANZIANI
TRUJILLO & SANCHEZ PC
500 E JOHN CARPENTER FWY
SUITE 140
IRVING TX 75062
972-529-3476

NO OFFICER'S FEES HAVE BEEN
COLLECTED BY DALLAS COUNTY CLERK

OFFICER'S RETURN

CC-21-05174-D County Court at Law No. 4

DIANA SAUCEDO, A/N/F OF A MINOR vs. WAL-MART STORES TEXAS, LLC, WAL-MART STORES, INC.

ADDRESS FOR SERVICE:

SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

Fees:

Came to hand on the _____ day of _____, 20_____, at _____ o'clock _____ m., and executed in _____ County, Texas by delivering to WAL-MART STORES TEXAS, LLC in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFFS' ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
_____	_____	_____
_____	_____	_____

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

_____ and the cause or failure to execute this process is:

_____ and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ _____, Officer

Total \$ _____, County, Texas

By: _____, Deputy

_____, Affiant



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THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK

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VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a TRUE AND CORRECT COPY OF:

3 CCL #4 LETTER., FILED ON THE 6th OF DECEMBER, 2021

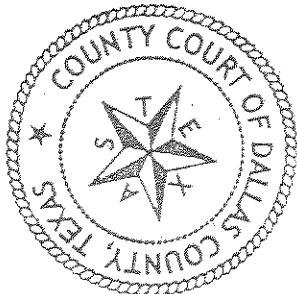
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WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: Guisla Hernandez Deputy Clerk

Guisla Hernandez





COUNTY COURT AT LAW NO. 4
GEORGE L. ALLEN, SR. COURTS BUILDING
600 COMMERCE STREET, 5TH FLOOR
DALLAS, TEXAS 75202
214-653-7345

Chambers of JUDGE PAULA M. ROSALES

December 06, 2021

MATTHEW ANDRE ANZIANI
TRUJILLO & SANCHEZ PC
500 E JOHN CARPENTER FWY
SUITE 140
IRVING TX. 75062

Cause No. CC-21-05174-D

Cause Style: DIANA SAUCEDO, A/N/F OF A MINOR vs. WAL-MART STORES
TEXAS, LLC, WAL-MART STORES, INC.

Dear Attorney:

The above case is set for dismissal, pursuant to Rule 165a, Texas Ruled of Civil Procedure on:
04/25/2022 @ 9:00 AM.

If no answer has been filed, or if the answer filed is insufficient as a matter of law to place any facts alleged in your petition in issue, you will be expected to have moved for, and to have heard , a summary judgment or to have proved up a default order on or prior to that date.

If an answer has been filed that is sufficient to create a fact issue that prevents disposition of the entire case, or if you have been unable to obtain service of process, you should plan to appear to obtain a reset of the dismissal date or a trial setting as appropriate.

In no event will live witnesses be required unless the default prove-up is for an unliquidated claim. Liquidated claims and attorneys fees may be proved up by affidavit submitted with a form of judgment.

If you should have any questions, please feel free to call us.

Very Truly Yours,

PAULA M. ROSALES
Judge Presiding



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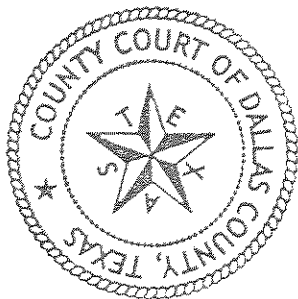
I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a **TRUE AND CORRECT COPY OF:**
RETURN OF SERVICE FOR WAL-MART STORES, INC., FILED ON THE 7th OF DECEMBER, 2021

The same appear in the Original now on file and of record in the County Courts at Law of Dallas County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: *Guisla Hernandez* Deputy Clerk
Guisla Hernandez



12/7/2021 8:10 PM
 JOHN F. WARREN
 COUNTY CLERK
 DALLAS COUNTY

Electronically Served
 11/30/2021 4:08 PM

THE STATE OF TEXAS CITATION

CAUSE NO. CC-21-05174-D
 COUNTY COURT AT LAW NO. 4
 Dallas County, Texas

TO:

WAL-MART STORES, INC.
 SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
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DIANA SAUCEDO, A/N/F OF A MINOR
Plaintiff(s)

VS.

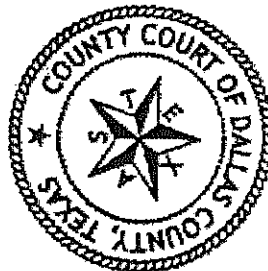
WAL-MART STORES TEXAS, LLC; WAL-MART STORES, INC.
Defendant(s)

filed in said Court on the 30th day of November, 2021, a copy of which accompanies this citation.

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JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez Deputy
 Guisla Hernandez



ATTORNEY CITATION PLAINTIFFS' ORIGINAL PETITION CC-21-05174-D

IN THE COUNTY COURT OF DALLAS
 County Court at Law No. 4
 Dallas County, Texas

DIANA SAUCEDO, A/N/F OF A
 MINOR, *Plaintiff(s)*

VS.

WAL-MART STORES TEXAS, LLC;
 WAL-MART STORES, INC.,
Defendant(s)

SERVE:

WAL-MART STORES, INC.
 SERVE ITS REGISTERED AGENT
 CT CORPORATION SYSTEM
 1999 BRYAN STREET SUITE 900
 DALLAS TX 75201

ISSUED THIS
 30TH DAY OF NOVEMBER, 2021

JOHN F. WARREN, COUNTY CLERK
 BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

MATTHEW ANDRE ANZIANI
 TRUJILLO & SANCHEZ PC
 500 E JOHN CARPENTER FWY
 SUITE 140
 IRVING TX 75062
 972-529-3476

NO OFFICER'S FEES HAVE BEEN
 COLLECTED BY DALLAS COUNTY CLERK



TRUE AND CORRECT
 COPY OF ORIGINAL
 FILED IN DALLAS
 COUNTY CLERK'S OFFICE

OFFICER'S RETURN

CC-21-05174-D County Court at Law No. 4

DIANA SAUCEDO, A/N/F OF A MINOR vs. WAL-MART STORES TEXAS, LLC, WAL-MART STORES, INC.

ADDRESS FOR SERVICE:

SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

Fees:

Came to hand on the 01 day of Dec, 20 21, at 4 o'clock P.m., and executed in Dallas County, Texas by delivering to WAL-MART STORES, INC. in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFFS' ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
Wal-Mart Stores, Inc.	12/2/21 @ 1:45 pm	1999 Bryan St #900 Dallas, TX 75201
B/s it's registered agent CT Corporation System		

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

and the cause or failure to execute this process is:

and the information received as to the whereabouts of said defendant(s) being:

Serving Petition and Copy \$ _____

Total \$ 75

Cheryl Albert Officer

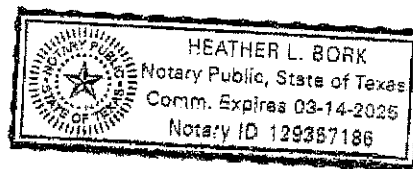
Denton County, Texas

Cheryl Albert Deputy

Cheryl Albert Affiant

Cheryl Albert
SWORN TO AND SUBSCRIBED BEFORE ME
ON THIS 3 DAY OF Dec, 20 21

Heather L Bork



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE



**THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK**

John F. Warren
George Allen Sr. Courts Building
600 Commerce Street, Suite 101
Dallas, TX 75202-3551

**CERTIFICATE
CAUSE NO. CC-21-05174-D**

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR, PLAINTIFF(S)

VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

*I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a TRUE AND CORRECT COPY OF:*

RETURN OF SERVICE FOR WAL-MART STORES TEXAS, LLC., FILED ON THE 7th OF DECEMBER, 2021

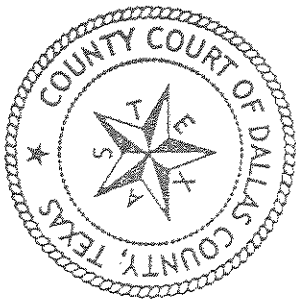
The same appear in the Original now on file and of record in the County Courts at Law of Dallas County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: *Guisla Hernandez* Deputy Clerk

Guisla Hernandez



FILED
12/7/2021 8:12 PM
JOHN F. WARREN
COUNTY CLERK
DALLAS COUNTY

Electronically Served
11/30/2021 4:08 PM

**THE STATE OF TEXAS
CITATION**

CAUSE NO. CC-21-05174-D
COUNTY COURT AT LAW NO. 4
Dallas County, Texas

TO:

WAL-MART STORES TEXAS, LLC
SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

"You have been sued. You may employ an attorney. If you or your Attorney do not file a WRITTEN ANSWER with the clerk who issued this citation by 10:00 A.M. on the Monday next following the expiration of twenty days after you were served this citation and PLAINTIFFS' ORIGINAL PETITION, a default judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org." Your answer should be addressed to the clerk of County Court at Law No. 4 of Dallas County, Texas at the Court House of said County, 600 Commerce Street, Suite 101, Dallas, Texas 75202.

DIANA SAUCEDO, A/N/F OF A MINOR
Plaintiff(s)

VS.

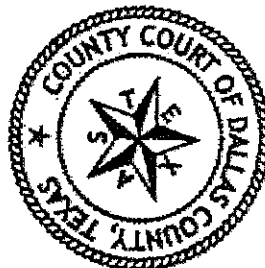
WAL-MART STORES TEXAS, LLC; WAL-MART STORES, INC.
Defendant(s)

filed in said Court on the 30th day of November, 2021, a copy of which accompanies this citation.

WITNESS: JOHN F. WARREN, Clerk of the County Courts of Dallas County, Texas. GIVEN UNDER MY HAND AND SEAL OF OFFICE, at Dallas, Texas, and issued this 30th day of November, 2021 A.D.

JOHN F. WARREN, Dallas County Clerk

By Guisla Hernandez Deputy
Guisla Hernandez



**ATTORNEY
CITATION
PLAINTIFFS' ORIGINAL PETITION
CC-21-05174-D**

IN THE COUNTY COURT OF DALLAS
County Court at Law No. 4
Dallas County, Texas

DIANA SAUCEDO, A/N/F OF A
MINOR, *Plaintiff(s)*

VS.

WAL-MART STORES TEXAS, LLC;
WAL-MART STORES, INC.,
Defendant(s)

SERVE:

WAL-MART STORES TEXAS, LLC
SERVE ITS REGISTERED AGENT
CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

ISSUED THIS
30TH DAY OF NOVEMBER, 2021

JOHN F. WARREN, COUNTY CLERK
BY: GUISLA HERNANDEZ, DEPUTY

Attorney for Plaintiff

MATTHEW ANDRE ANZIANI
TRUJILLO & SANCHEZ PC
500 E JOHN CARPENTER FWY
SUITE 140
IRVING TX 75062
972-529-3476

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COLLECTED BY DALLAS COUNTY CLERK



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
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OFFICER'S RETURN

CC-21-05174-D County Court at Law No. 4

DIANA SAUCEDO, A/N/F OF A MINOR vs. WAL-MART STORES TEXAS, LLC, WAL-MART STORES, INC.

ADDRESS FOR SERVICE:

SERVE ITS REGISTERED AGENT CT CORPORATION SYSTEM
1999 BRYAN STREET SUITE 900
DALLAS TX 75201

Fees:

Came to hand on the 01 day of Dec., 2021, at 6 o'clock P.m., and executed in Dallas County, Texas by delivering to WAL-MART STORES TEXAS, LLC in person, a true copy of this Citation together with the accompanying copy of the PLAINTIFFS' ORIGINAL PETITION with the date and service at the following times and places to-wit:

Name	Date/Time	Place, Course and Distance from Courthouse
Wal-Mart Stores, Inc.	12/2/21 @ 1:45pm	1999 Bryan St #900 Dallas, TX 75201
B/S it's registered agent CT Corporation Systems		

And not executed as to the defendant(s), _____

The diligence used in finding said defendant(s) being:

and the cause or failure to execute this process is:

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Total \$ 75

Cheryl Albert Officer

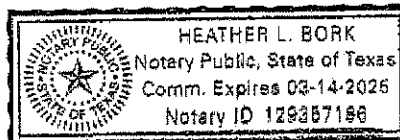
Denton County, Texas

By Cheryl Albert #17147 Exp 09/30/23 Deputy

Cheryl Albert Affiant

Cheryl Albert
SWORN TO AND SUBSCRIBED BEFORE ME
ON THIS 3 DAY OF December 2021

Heather L. Bork



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE



THE COUNTY of DALLAS
OFFICE of the COUNTY CLERK

John F. Warren
George Allen Sr. Courts Building
600 Commerce Street, Suite 101
Dallas, TX 75202-3551

CERTIFICATE
CAUSE NO. CC-21-05174-D

DIANA SAUCEDO, AS NEXT FRIEND OF E.S., A MINOR, PLAINTIFF(S)

VS.

WAL-MART STORES TEXAS, LLC AND WAL-MART STORES, INC., DEFENDANT(S)

I, **JOHN F. WARREN**, County Clerk of Dallas County and Clerk of the County Courts at Law for the County of Dallas, State of Texas do hereby certify and that the following is a **TRUE AND CORRECT COPY OF:**
DEFENDANTS' ORIGINAL ANSWER FILED ON THE 28th OF DECEMBER, 2021

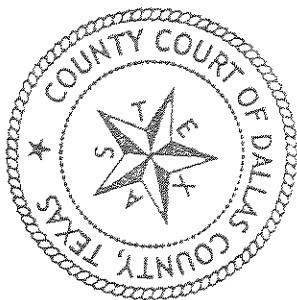
The same appear in the Original now on file and of record in the County Courts at Law of Dallas County, Texas.

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE, this 28th day of December, 2021.

JOHN F. WARREN, County Clerk
Dallas County, Texas

By: Guisla Hernandez Deputy Clerk

Guisla Hernandez



CAUSE NO. CC-21-05174-D

**DIANA SAUCEDO, AS NEXT FRIEND OF §
E.S., A MINOR §**

IN THE COUNTY COURT

v. §

AT LAW NO. 4

**WAL-MART STORES TEXAS, LLC AND §
WAL-MART STORES, INC. §**

DALLAS COUNTY, TEXAS

DEFENDANTS' ORIGINAL ANSWER

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Wal-Mart Stores Texas, LLC and Wal-Mart Stores, Inc., Defendants in the above-entitled and numbered cause, and file this their Original Answer to Plaintiff's Original Petition, and would respectfully show the Court as follows:

I.

Defendants generally deny the allegations contained in Plaintiff's Original Petition, demands strict proof thereof, and says this is a matter for jury decision.

WHEREFORE, PREMISES CONSIDERED, Defendants pray that upon final hearing hereof, Plaintiff take nothing by this suit, that Defendants recover their costs, and that Defendants have such other and further relief, both at law and in equity, to which it may be justly entitled.



TRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

Respectfully submitted,

By: 

DAVID A. JOHNSON
Texas Bar No. 24032598
djohnson@cowlesthompson.com

DANIEL GONZALEZ IV
Texas Bar No. 24125613
dgonzalez@cowlesthompson.com

COWLES & THOMPSON, P.C.
901 Main Street, Suite 3900
Dallas, TX 75202
(214) 672-2000
(214) 672-2020 (Fax)

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

This is to certify that on the 27th day of December 2021, the foregoing was electronically filed with the Clerk of the Court using the e-filing system which will send notification of such filing to all counsel of record.



DAVID A. JOHNSON

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Callie Brewer on behalf of David Johnson
Bar No. 24032598
cbrewer@cowlesthompson.com
Envelope ID: 60305852
Status as of 12/28/2021 10:23 AM CST

Associated Case Party: DIANA SAUCEDO, A/N/F OF A MINOR

Name	BarNumber	Email	TimestampSubmitted	Status
Andre Anziani		faxes@972lawfirm.com	12/27/2021 10:48:54 AM	SENT
Raquel LeBlanc		raquel@972lawfirm.com	12/27/2021 10:48:54 AM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Katherine Henderson		khenderson@cowlesthompson.com	12/27/2021 10:48:54 AM	SENT
David AJohnson		djohnson@cowlesthompson.com	12/27/2021 10:48:54 AM	SENT

